



# SYNOPSIS

## Senate Bills and Joint Resolutions 2016 Maryland General Assembly Session

**January 20, 2016  
Schedule 5**

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**PLEASE NOTE:** January 26 – Bill request deadline.  
February 5 – Bill introduction deadline.  
All bills should be given to the Secretary of the Senate's office by 5:00 P.M. on Monday, February 8.  
As required by Senate Rule 32(b), bills introduced after this date will be referred to the Senate Rules Committee.

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### **SENATE BILLS INTRODUCED January 20, 2016**

**SB 184**     **Senator Norman, et al**

**PUBLIC SAFETY – PERMIT TO CARRY, WEAR, OR TRANSPORT A  
HANDGUN – QUALIFICATIONS**

Clarifying that personal protection can qualify as a good and substantial reason to wear, carry, or transport a handgun for purposes of the issuance by the Secretary of State Police of a permit to carry, wear, or transport a handgun.

**EFFECTIVE OCTOBER 1, 2016**

**PS, § 5-306(a) - amended**

**Assigned to: Judicial Proceedings**

**Department of Legislative Services**

90 State Circle, Annapolis, Maryland 21401-1991

Baltimore Area: 410-946-5400 — Washington Area: 301-970-5400

Other Maryland Areas: 1-800-492-7122 — Maryland Relay Service: 1-800-735-2258

**SB 185 Senator Kelley, et al****INCOME TAX – FILING OF WITHHOLDING STATEMENTS AND PAYMENT OF REFUND CLAIMS**

Altering, from February 28 to January 31 of each year, the date by which specified payors of amounts subject to income tax withholding are required to provide the Comptroller a copy of a withholding statement; and prohibiting the Comptroller from paying a claim for refund of income tax before March 1 of each year except under specified circumstances.

EFFECTIVE JULY 1, 2016

TG, §§ 10-911(b) and 13-905 - amended

Assigned to: Budget and Taxation

**SB 186 Senator Klausmeier, et al****WORKERS' COMPENSATION – PERMANENT PARTIAL DISABILITY COMPENSATION – REVERSAL OR MODIFICATION OF AWARD**

Applying a specified provision of law relating to the reversal or modification of an award for permanent partial disability compensation to the Workers' Compensation Commission; clarifying that, for purposes of a specified provision of law relating to the reversal or modification of an award for permanent partial disability compensation, the payment of any new compensation awarded is subject to a monetary credit for compensation previously awarded and paid; and applying the Act prospectively.

EFFECTIVE OCTOBER 1, 2016

LE, § 9-633 - amended

Assigned to: Finance

**SB 187 Senator Lee, et al****CRIMINAL PROCEDURE – VICTIM'S RIGHT TO RESTITUTION – APPEAL**

Authorizing a specified victim to file an application for leave to appeal to the Court of Special Appeals from an interlocutory order or appeal to the Court of Special Appeals from a final order that denies or fails to consider the victim's right to restitution after the filing of a specified motion requesting relief under a specified provision of law.

EFFECTIVE OCTOBER 1, 2016

CP, § 11-103 - amended

Assigned to: Judicial Proceedings

**SB 188 Anne Arundel County Senators****INCOME TAX – OYSTER SHELL RECYCLING – CREDIT AMOUNT**

Increasing the maximum amount of the credit from \$750 to \$5,000 that an individual or corporation may claim against the State income tax for the recycling of oyster shells; and providing that the Act shall apply to all taxable years beginning after December 31, 2015.

EFFECTIVE JULY 1, 2016

TG, § 10-724.1(b) - amended

Assigned to: Budget and Taxation

**SB 189 Senator Kelley, et al****JUVENILES – RESTRAINT AND SEARCHES – LIMITATIONS**

Prohibiting the use of mechanical restraints by the Department of Juvenile Services on a child in the Department's custody except under specified circumstances; prohibiting the use of physical restraint on a child known to be in the third trimester of pregnancy or in labor, delivery, or postpartum recovery except under specified circumstances; prohibiting the strip search of a child under specified circumstances; limiting specified searches of a child; limiting the length of time the Department may use mechanical restraints on a child; etc.

EFFECTIVE OCTOBER 1, 2016

HU, §§ 9-227 and 9-237(c)(9) and (10) - amended and § 9-237(c)(11) - repealed

Assigned to: Judicial Proceedings

**SB 190 The President (By Request – Administration)****BUDGET BILL (FISCAL YEAR 2017)**

Making the proposed appropriations contained in the State budget for the fiscal year ending June 30, 2017, in accordance with Article III, Section 52 of the Maryland Constitution; etc.

Assigned to: Budget and Taxation

**SB 191     The President (By Request – Administration)**

CREATION OF A STATE DEBT – MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2016, AND THE MARYLAND CONSOLIDATED CAPITAL BOND LOANS OF 2007, 2008, 2009, 2011, 2012, 2013, 2014, AND 2015

Authorizing the creation of a State Debt in the amount of \$1,002,385,000, the proceeds to be used for specified necessary building, construction, demolition, planning, renovation, conversion, replacement, and capital equipment purchases of the State, for acquiring specified real estate in connection therewith, and for grants to specified subdivisions and other organizations for specified development and improvement purposes, subject to specified requirements; etc.

VARIOUS EFFECTIVE DATES

Various Chapters of Various Years, Various Sections - amended and repealed  
Assigned to: Budget and Taxation

**SB 192     Senators Waugh and Peters**

INCOME TAX – SUBTRACTION MODIFICATION – MILITARY COMPENSATION

Altering a subtraction modification under the Maryland income tax for specified military compensation to repeal a requirement that the compensation be attributable to military service of the individual outside the United States; repealing a specified limitation on the amount of the subtraction modification; and applying the Act to taxable years beginning after December 31, 2015.

EFFECTIVE JULY 1, 2016

TG, § 10-207(p) - amended

Assigned to: Budget and Taxation

**SB 193     Senator Waugh**

CRIMINAL PROCEDURE – VICTIM DEMOGRAPHICS – REPORTING

Requiring the State Board of Victim Services to include in its annual written report to the Governor demographics for crime victims in the State; and requiring the Board to collect demographic information on the crime victims from each county regarding race or ethnicity, age, gender, marital status, household income, location of the crime and the crime committed.

EFFECTIVE OCTOBER 1, 2016

CP, § 11-914 - amended

Assigned to: Budget and Taxation

**SB 194     Senator Ready**

ETHICS COMMISSION, COMMISSION ON JUDICIAL DISABILITIES, JUDICIAL ETHICS COMMITTEE, AND JOINT ETHICS COMMITTEE – DUTIES

Providing that the Judicial Ethics Committee as an alternative to the Commission on Judicial Disabilities or another body designated by a specified court, shall administer and implement specified provisions of law that apply to State officials of the Judicial Branch; etc.

EFFECTIVE OCTOBER 1, 2016

GP, §§ 5-104 and 5-819 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 195     Senators Ready and Bates**

CARROLL COUNTY – STATE’S ATTORNEY’S OFFICE AND CHILD SUPPORT ENFORCEMENT ADMINISTRATION – TRANSFER OF PERSONNEL

Transferring the Child Support Unit of the Office of the State’s Attorney for Carroll County to the Child Support Enforcement Administration of the Department of Human Resources; requiring that the employees be transferred in accordance with provisions of law that provide for salary classification status, seniority, compensation, annual leave accrual, transfer of pension contributions, and other personnel matters for employees transferring to the Child Support Enforcement Administration; etc.

EFFECTIVE JULY 1, 2016

Assigned to: Finance

**SB 196     Senator Ready, et al**

VEHICLE–MILES–TRAVELED TAX AND ASSOCIATED MANDATED DEVICES – PROHIBITION

Prohibiting the State or a local jurisdiction from imposing or levying a vehicle–miles–traveled tax or other similar fees, tolls, or taxes; prohibiting the State or a local jurisdiction from requiring the installation of a device in or on a privately owned vehicle to facilitate the reporting of vehicle miles traveled; and providing for the application of specified provisions of the Act.

EFFECTIVE OCTOBER 1, 2016

TG, § 9-401 and TR, § 22-107 - added

Assigned to: Budget and Taxation

**SB 197     Senator Nathan–Pulliam, et al****CREATION OF A STATE DEBT – BALTIMORE CITY – COMMUNITY EMPOWERMENT AND WELLNESS CENTER**

Authorizing the creation of a State Debt in the amount of \$500,000, the proceeds to be used as a grant to the Board of Directors of the Bethel Outreach Center, Inc. for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Community Empowerment and Wellness Center, located in Baltimore City; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2016

Assigned to: Budget and Taxation

**SB 198     Senator Nathan–Pulliam, et al****NEONICOTINOID PESTICIDES – LABELING, SIGNAGE, AND RESTRICTIONS ON SALES AND USE (POLLINATOR PROTECTION ACT OF 2016)**

Prohibiting a person from selling at retail in the State specified seeds, material, or plants that have been treated with a neonicotinoid pesticide unless the seeds, material, or plants bear a label with, or are in close proximity to a sign that prominently displays, a specified statement; prohibiting a person from selling at retail in the State, on or after January 1, 2017, a neonicotinoid pesticide unless the person also sells a restricted use pesticide; etc.

EFFECTIVE OCTOBER 1, 2016

AG, §§ 5-2A-01 and 5-2A-02 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 199     Senator Brochin, et al****TRANSIT AND TRANSPORTATION SERVICE – AUDIO RECORDINGS – REQUIREMENTS AND LIMITATIONS**

Requiring an audio recording device on specified vehicles used by the Maryland Transit Administration or by a county or municipality to comply with specified requirements; requiring the Administration and a county or municipality to post a specified notice on each vehicle equipped with an audio recording device; limiting access to any audio recording that is made on specified vehicles; requiring the Administration and a county or municipality to keep a specified log; etc.

EFFECTIVE OCTOBER 1, 2016

TR, §§ 7-705.1 and 7-802 - added

Assigned to: Judicial Proceedings

**SB 200**     **Senator Conway (Chair, Education, Health, and Environmental Affairs Committee)**

**HEALTH OCCUPATIONS – ENVIRONMENTAL HEALTH SPECIALISTS – REGULATION**

Repealing the State Board of Environmental Health Specialists and the State Board of Environmental Health Specialists Fund; repealing the requirement that an individual be licensed by the Board to practice as an environmental health specialist; requiring an individual to obtain and maintain a specified credential and submit specified documentation to practice as an environmental health specialist; requiring the employer of an environmental health specialist to verify specified compliance; etc.

EFFECTIVE JULY 1, 2016

HO, §§ 21-102 through 21-502 - repealed, § 21-101 - amended, and §§ 21-102 through 21-104 - added and SG, § 8-403(b)(20) - repealed

Assigned to: Education, Health, and Environmental Affairs

**SB 201**     **Senator Conway**

**ENVIRONMENT – PAINT STEWARDSHIP PROGRAM**

Requiring specified producers or a representative organization to submit a plan for the establishment of a Paint Stewardship Program to the Department of the Environment on or before April 1, 2017, and in accordance with specified requirements; requiring the Department to review and approve specified plans, including a specified assessment, submitted in accordance with the Paint Stewardship Program; prohibiting the sale of specified architectural paint under specified circumstances beginning October 1, 2017; etc.

EFFECTIVE OCTOBER 1, 2016

EN, §§ 9-1701, 9-1702, and 9-1707(f) - amended and § 9-1733 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 202**     **Senator Feldman**

**STATE HIGHWAY ADMINISTRATION – HIGHWAY WORK PERMITTEES – NOTICE OF SIDEWALK CLOSURE**

Requiring a person that obtains a specified permit from the State Highway Administration that authorizes a sidewalk to be closed or that does the work associated with the permit to post a notice at the work site stating the expected period during which the sidewalk will be closed and the contact information for the person to whom the permit was issued or by whom the work is done.

EFFECTIVE OCTOBER 1, 2016

TR, § 8-646 - amended

Assigned to: Finance

**SB 203     Senator Brochin****CREATION OF A STATE DEBT – BALTIMORE COUNTY – LIMEKILNS AND LOG HOUSE STABILIZATION PROJECT AT CROMWELL VALLEY PARK**

Authorizing the creation of a State Debt not to exceed \$200,000, the proceeds to be used as a grant to the Board of Directors of the Cromwell Valley Park Council, Inc. for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Limekilns and Log House at Cromwell Valley Park, located in Baltimore County; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2016

Assigned to: Budget and Taxation

**SB 204     Senator Middleton, et al****ELECTRONIC SMOKING DEVICES – E-LIQUID CONTAINERS – CHILD-RESISTANT PACKAGING**

Prohibiting a retailer from distributing to a consumer an e-liquid containers unless the container is distributed in child-resistant packaging; establishing specified civil penalties; providing that a sworn law enforcement officer, a county health officer, or a designee of a county health officer may issue a specified civil citation for a violation of the Act; etc.

EFFECTIVE OCTOBER 1, 2016

HG, § 24-305.1 - added

Assigned to: Finance

**SB 205     Senator Kasemeyer****CREATION OF A STATE DEBT – BALTIMORE COUNTY – GOOD SHEPHERD SCHOOL**

Authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of Good Shepherd Services for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Good Shepherd School, located in Baltimore County; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2016

Assigned to: Budget and Taxation



**SB 206     The President (By Request – Department of Legislative Services)****SECURITY SYSTEMS TECHNICIANS AND AGENCIES – FEES AND  
SUNSET EXTENSION AND PROGRAM EVALUATION**

Increasing the amount of the application fee from \$150 to \$250 for a license to engage in the business of providing security systems services; requiring a specified applicant to pay specified fees relating to a criminal history records check; altering the amount of the processing fee for a specified applicant for a specified license; altering the amount of a specified license renewal fee; altering the amount of a specified registration application fee; etc.

EFFECTIVE JULY 1, 2016

BOP, §§ 18-303, 18-307, 18-3A-03, 18-3A-07, and 18-701 and SG, § 8-403(b)(52) - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 207     Senator Miller****CREATION OF A STATE DEBT – PRINCE GEORGE’S COUNTY –  
COMMUNITY SUPPORT SYSTEMS FOOD PANTRY**

Authorizing the creation of a State Debt not to exceed \$10,000, the proceeds to be used as a grant to the Board of Directors of the Community Support Systems, Inc. for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Community Support Systems Food Pantry, located in Prince George’s County; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2016

Assigned to: Budget and Taxation

**SB 208     Senator Hough, et al****PUBLIC SAFETY – RENEWAL OF HANDGUN PERMITS –  
FINGERPRINTING**

Specifying that a person who applies for the renewal of a handgun permit is not required to be fingerprinted unless a set of the person’s fingerprints is required to resolve a question of the person’s identity.

EFFECTIVE OCTOBER 1, 2016

PS, § 5-309(b) - amended and § 5-309(c) - added

Assigned to: Judicial Proceedings